



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
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**GAIL FARBER, Director**

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

January 31, 2012

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

# ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

19 January 31, 2012

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

Dear Supervisors:

**ADOPT CONTRIBUTION OF FUNDING AND  
ADOPT, ADVERTISE, AND AWARD  
TRAFFIC SIGNAL MODIFICATION AND SYNCHRONIZATION  
STUDEBAKER ROAD FROM FLORENCE AVENUE TO DEL AMO BOULEVARD  
IN THE CITIES OF CERRITOS, DOWNEY, LAKEWOOD, AND NORWALK  
(SUPERVISORIAL DISTRICT 4)  
(4 VOTES)**

### SUBJECT

This action is to authorize financial assistance to the Cities of Cerritos, Downey, Lakewood, and Norwalk and the State of California Department of Transportation to approve the project to modify and synchronize traffic signals on Studebaker Road from Florence Avenue to Del Amo Boulevard, in the Cities of Cerritos, Downey, Lakewood, and Norwalk; find the project categorically exempt from the provisions of the California Environmental Quality Act; adopt the plans and specifications; call for bids; and authorize the Director of Public Works or her designee to award a construction contract with the apparent responsible contractor with the lowest responsive bid.

### **IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that the project to construct traffic signal modifications and synchronization is categorically exempt from the provisions of the California Environmental Quality Act.
2. Adopt Resolution No. 3921 finding that the project is of general County interest and that the County of Los Angeles aid in the amount of \$1,328,000 shall be provided to the Cities of Cerritos, Downey, Lakewood, and Norwalk and to the State of California Department of Transportation in the amount of \$588,000, to be expended in accordance with all applicable provisions of law relating to funds derived from the Proposition C local sales tax.

3. Approve the project and adopt the plans and specifications that are on file in the Construction Division of the Department of Public Works for traffic signal modification and synchronization, at an estimated construction contract cost between \$900,000 and \$1,300,000.
4. Instruct the Executive Officer of the Board of Supervisors to advertise for bids to be received and opened on February 28, 2012, in accordance with the Instruction Sheet for Publishing Legal Advertisement.
5. Authorize the Director of Public Works or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid within the estimated cost range, approve the Faithful Performance and Labor and Material Bonds and insurance submitted by the contractor, and deliver the project.

#### **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to obtain approval of the project from your Board; adopt the plans and specifications; advertise for bids for a construction contract; and authorize the Director of Public Works (Director) or her designee to award, execute, and implement a construction contract with the apparent responsible contractor with the lowest responsive bid for the modification and synchronization of traffic signals; and the performance of other appurtenant work.

Additionally, Board adoption of the enclosed resolution approves a County of Los Angeles (County) contribution of \$1,328,000 in Highways-Through-Cities (HTC) funds to finance the Cities of Cerritos, Downey, Lakewood, and Norwalk's (Cities) jurisdictional shares of the project cost and \$588,000 in financial assistance to the State of California Department of Transportation's (State) jurisdictional share of the project cost.

Pursuant to Section 130 of the California Streets and Highways Code, the State and County are authorized to enter into contracts for improvements to State highways within the County of Los Angeles. The State defines an encroachment permit to be a contract between the State and an encroachment permit holder. The County obtained an encroachment permit from the State to implement the project. Under the terms of the encroachment permit, the County is granted authority to enter onto State right-of-way to implement the project.

Sections 1680-1683 of the California Streets and Highways Code provide that the board of supervisors of any county may, by a resolution adopted by a four-fifths vote of its members, determine that certain types of road improvements are of general county interest and that county aid shall be extended therefor.

#### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provisions of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The recommended actions will help achieve these goals by providing improved traffic flow for the traveling public which will benefit the community.

#### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The estimated construction contract cost to complete this project is in the range of \$900,000 to \$1,300,000. The total project cost is estimated to be \$1,916,000, with the City of Cerritos' jurisdictional share being \$504,000, the City of Norwalk's share being \$818,000, the City of Downey's share being \$4,000, the City of Lakewood's share being \$2,000, and the State's share being \$588,000. In addition to the construction contract cost, the total project cost includes the cost of plans, specifications, materials testing, construction engineering, inspection, contract administration, change order contingency, and other County services.

The project cost will be financed with \$1,507,000 in Los Angeles County Metropolitan Transportation Authority 2001 Call for Projects, Proposition C Discretionary Grant funds for the Gateway Cities Forum, and \$409,000 in Proposition C Local Return match funds. On an annual basis, your Board has established a \$2.5 million top-of-pot (TOP) allocation from the Proposition C Local Return Fund Budget for the County's Traffic Congestion Management Program. The \$409,000 will be funded from this TOP allocation. The \$1,328,000 in HTC funds and \$588,000 funds for the State's jurisdictional share consists of Proposition C Discretionary Grant funds and Proposition C Local Return funds. Financing for the construction of this project is included in the Fiscal Year 2011-12 Proposition C Local Return Fund Budget.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The enclosed resolution has been approved as to form by County Counsel.

This project, to contract for the modification and synchronization of traffic signals, is part of the Department of Public Works' (Public Works) ongoing program for transportation system management. It will be advertised in accordance with Section 20392 of the State Public Contract Code.

This project is to be completed in 90 working days. It is estimated the work will start in June 2012 and be completed in October 2012.

Delegating to the Director or her designee the authority to award, execute, and implement this construction contract allows an expedited contracting process to meet the grant funding deadline.

The contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The award of the contract will not result in unauthorized disclosure of confidential information and will be in full compliance with Federal, State, and County regulations. The project specifications contain provisions requiring the contractor to comply with terms and conditions supporting your Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the Los Angeles County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the Los Angeles County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure that the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by the contractor will be considered before making a recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

### **ENVIRONMENTAL DOCUMENTATION**

This project is categorically exempt pursuant to Section 15301(c) of the California Environmental Quality Act Guidelines and Class 1, Subsections (x)(4) and (x)(22) of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987. These exemptions provide for the modification of existing traffic signal systems and maintenance of existing roadway facilities.

### **CONTRACTING PROCESS**

This project will be contracted on an open-competitive bid basis. The award by the Director or her designee will be made after review of the bids and determination of the apparent responsible contractor with the lowest responsive bid meeting the criteria established by your Board and the State Public Contract Code.

To increase contractor awareness of Public Works' program to contract work out to the private sector, this project will be listed on the County website for upcoming bids.

### **IMPACT ON CURRENT SERVICES (OR PROJECTS)**

When the project is completed, it will have a positive impact by providing improved traffic flow thereby benefitting the community.

### **CONCLUSION**

Please return one adopted copy of this letter and one copy of the resolution to the Department of Public Works, Construction Division.

The Honorable Board of Supervisors

1/31/2012

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Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER

Director

GF:JTS:ma

Enclosures

c: Chief Executive Office (Rita Robinson)  
County Counsel  
Executive Office  
Internal Services Department (Countywide  
Contract Compliance)

**RESOLUTION NO. 3921 OF THE BOARD OF SUPERVISORS OF THE COUNTY OF  
LOS ANGELES TO EXTEND COUNTY AID TO THE CITIES OF CERRITOS,  
DOWNEY, LAKEWOOD, AND NORWALK AND THE STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF TRAFFIC SIGNAL  
MODIFICATION AND SYNCHRONIZATION**

WHEREAS, the CITIES OF CERRITOS, DOWNEY, LAKEWOOD, AND NORWALK, hereinafter referred to as CITIES, the STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION, hereinafter referred to as STATE, and the COUNTY OF LOS ANGELES, hereinafter referred to as COUNTY, desire to modify and synchronize the traffic signals along Studebaker Road from Florence Avenue to Del Amo Boulevard, which work is hereinafter referred to as PROJECT; and

WHEREAS, COUNTY proposes to construct PROJECT at no cost to CITIES and STATE; and

WHEREAS, PROJECT is located and will be utilized within the jurisdictional limits of CITIES and STATE; and

WHEREAS, PROJECT is of general interest to CITIES, STATE, and COUNTY; and

WHEREAS, the total cost of PROJECT is currently estimated to be One Million Nine Hundred Sixteen Thousand and 00/100 Dollars (\$1,916,000.00); and

WHEREAS, the total PROJECT cost will be financed with One Million Five Hundred Seven Thousand and 00/100 Dollars (\$1,507,000.00) in Los Angeles County Metropolitan Transportation Authority (LACMTA) 2001 Call For Projects, Proposition C Discretionary Grant funds for the Gateway Cities Forum, and Four Hundred Nine Thousand and 00/100 Dollars (\$409,000.00) in Proposition C Local Return match funds; and

WHEREAS, on an annual basis, a Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) Top-of-Pot (TOP) allocation from the Proposition C Local Return Fund Budget has been established for COUNTY's Traffic Congestion Management Program; and

WHEREAS, the Four Hundred Nine Thousand and 00/100 Dollars (\$409,000.00) will be funded from this TOP allocation; and

WHEREAS, PROJECT is consistent with the scope of work for traffic improvements within CITIES and STATE pursuant to Memorandum of Understanding (MOU) No. P0008127 between COUNTY and LACMTA; and



WHEREAS, Section 130 of the California Streets and Highways Code provides that STATE and COUNTY may enter into contract for improvements to STATE highways within COUNTY; and

WHEREAS, STATE defines an encroachment permit to be a contract between STATE and an encroachment permit holder, that describes the terms and conditions under which the permit holder is granted permissive authority to enter onto STATE right-of-way to perform an activity; and

WHEREAS, COUNTY obtained an encroachment permit from STATE for PROJECT; and

WHEREAS, such a proposal is authorized and provided for by the provisions of Sections 1680-1683 and Section 130 of the California Streets and Highways Code.

NOW, THEREFORE, it is hereby resolved as follows:

SECTION 1. The PROJECT is of general COUNTY interest and COUNTY aid shall be extended therefor.

SECTION 2. Subject to the terms and conditions set forth herein, COUNTY consents, pursuant to the provisions of Sections 1680-1683 and Section 130 of the California Streets and Highways Code and under the terms of the encroachment permit from STATE, to extend aid to CITIES and STATE in the amount of One Million Nine Hundred Sixteen Thousand and 00/100 Dollars (\$1,916,000.00) for PROJECT from Proposition C Discretionary Grant funds and Proposition C Local Return funds, to be expended in accordance with all applicable provisions of law relating to funds derived from the Proposition C local sales tax.

SECTION 3. The financial obligations of COUNTY are expressly conditioned upon obtaining reimbursement from LACMTA pursuant to MOU No. P0008127 between COUNTY and LACMTA.

SECTION 4. If any provision of this resolution is held or declared to be invalid, the resolution shall be void and the consent granted hereunder shall lapse.

The foregoing Resolution was adopted on the 31<sup>st</sup> day of January, 2011, by the Board of Supervisors of County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.



SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By   
Deputy

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN  
County Counsel

By   
Deputy